United States Government



NATIONAL LABOR RELATIONS BOARD 1099 14th STREET NW WASHINGTON DC 20570

August 26, 2011

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Sean R. Marshall NLRB, Region 5 103 South Gay Street 8th Floor Baltimore, MD 21202

Re: Daycon Products Co., Inc., 5-CA-35687, et al.

Dear Counsels:

This letter acknowledges receipt of the Respondent's Citation to Supplemental Authority filed on August 19, 2011, and the Acting General Counsel's Motion to Strike Respondent's Citation to Supplemental Authority, and/or Motion for Leave to Respond filed on August 25, 2011.

Pursuant to *Reliant Energy*, 339 NLRB 66 (2003), a party may bring to the Board's attention pertinent and significant authorities that come to a party's attention after the party's brief has been filed. A party may promptly advise the Executive Secretary, by letter, with a copy to all other parties. The letter should set forth the case citations and state the reasons for them, and refer to the pages, paragraphs, and lines of the brief to which the citations apply. The body of the letter must not exceed 350 words.

The Respondent's Citation to Supplemental Authority is not a letter, exceeds the 350 word limit, and does not indicate where in the brief the citation applies. Accordingly, the Citation for Supplemental Authority cannot be forwarded to the Board for consideration. The Respondent may resubmit a letter that complies with all of the requirements of *Reliant Energy*.

As the Respondent's Citation to Supplemental Authority has been rejected, the Acting General Counsel's Motion to Strike Respondent's Citation to Supplemental Authority, and/or Motion for Leave to Respond is now moot and will not be forwarded to the Board. Should the

Respondent resubmit a *Reliant* letter, the Acting General Counsel may file a similarly limited response. That response must be filed in unfair labor practice cases no later than 14 days, and no extensions will be granted to file the response.

Very truly yours,

Farah Z. Qureshi Associate Executive Secretary

cc: Parties